

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re the Application of: Michael WIEDEMAN et al. Group Art Unit: 3636

Application No.: 10/035,334 Examiner: Anthony D. Barfield

Filed: January 4, 2002 Confirmation No.: 2251

For: **VEHICLE SEAT**

Attorney Docket Number: 011715

Customer Number: 38834

RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

November 3, 2006

Sir:

In response to the Notice dated October 3, 2006, this paper hereby responds to said Notice.

In response to the requirement from the Notice that there must be a mapping of all independent claims, attached hereto is a Second Supplement to (V) Summary of Claimed Subject Matter. The second supplement maps each independent claim on appeal, including referring to the specification by page and line number, and the figures. As noted in the second supplement, the figure numbers are abbreviated, such that Figure 1 is F.1, Figure 2 is F.2, and so forth.

Additionally, the Notice indicates that the claims on appeal are not identified. Attached hereto is a Supplement to (III) Status of Claims, which indicates that claims 1-13 and 25-30 are on appeal. Furthermore, the supplement corrects a typographical error in paragraph 2 and correctly indicates that claims 2-5, 9, 11, 13, 26, 27, 29 and 30 are objected to. Accordingly, it is

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now believed that the Appeal Brief, as supplemented, fully complies with all regulations and the

requirements set froth in the Notice. Accordingly, it is respectfully requested that the Appeal

Brief be accepted as complete.

CONCLUSION

If the Examiner believes that there are issues remaining to be resolved in this application,

the Examiner is invited to contact the undersigned attorney at the telephone number indicated

below to arrange for an interview to expedite and complete prosecution of this case.

If this paper is not timely filed, Applicants respectfully petition for an appropriate

extension of time. The fees for such an extension or any other fees that may be due with respect

to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,

WESTERMAN, HATTERY,

AMELS & ADRIAN, LI

William F. Westerman Attorney for Applicants

Registration No. 29,988 Telephone: (202) 822-1100

Facsimile: (202) 822-1111

WFW/dlt

Attachments: Supplement to (III) Status of Claims

Second Supplement to (V) Summary of Claimed Subject Matter

SUPPLEMENT TO (III) STATUS OF CLAIMS

Claims 1, 6-8, 10, 12, 25 and 28 are <u>rejected</u> under 35 U.S.C. §102(e) as being anticipated by Lohr (USP 6,568,735).

Claims 2-5, 9, 11, 13, 26, 27, 29 and 30 are <u>objected to</u> as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all the limitations of the base claim and any intervening claims.

Claims 14-24 are allowed over the prior art of record.

Claims 1-13 and 25-30 are on appeal.

SECOND SUPPLEMENT TO (V) SUMMARY OF CLAIMED SUBJECT MATTER MAPPING OF INDEPENDENT CLAIMS

(The Figures are referred to as abbreviations, for example, Fig. 1 is referred to as "F.1")

- 1. A seat (34, F.1) (see page 5, paragraph [0015], lines 1-6) adapted for use in a vehicle (10, F.1) (see page 4, paragraph [0014], line 2) having a floor (28, F.1) (see page 5, paragraph [0015], lines 1-6) and a roof (26, F. 1) (see page 5, paragraph [0015], lines 1-6), comprising:
- a central pillar (11, F.1) (see page 5, paragraph [0015], lines 1-6) extending from the floor (28, F.1) to the roof (26, F.1) of the vehicle (10, F.1);
- a center support (12, F.4) (see page 6, paragraph [0017], line 3) extending forwardly from said central pillar (11, F.1);
- a lower rib (14a, F.4) (see page 6, paragraph [0017], lines 4, 5) extend laterally from said center support (12, F.4);
- a seat bottom (20, F.4) (see page 6, paragraph [0017], line 6) directly fixed to and supported by said lower rib (14a, F.4);
- a primary intermediate rib (16a, F.3) (see page 6, paragraph [0018], line 6) extending laterally from said central pillar (11, F.1); and
- a seat back (22, F.3) (see page 6, paragraph [0018], line 9) fixed to and supported by said intermediate rib (16a, F.3).

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- 25. A seat (34, F.1) (see page 5, paragraph [0015], lines 1-6) adapted for use in a vehicle (10, F.1) (see page 4, paragraph [0014], line 2) having a floor (28, F.1) (see page 5, paragraph [0015], lines 1-6) and a roof (26, F.1) (see page 5, paragraph [0015], lines 1-6), comprising:
- a central pillar (11, F.1) (see page 5, paragraph [0015], lines 1-6) extending from the floor (28, F.1) to the roof (26, F.1) of the vehicle (10, F.1);
- a lower rib (14a, F.4) (see page 6, paragraph [0017], lines 4, 5) extend laterally from said central pillar (11, F.1);
- a seat bottom (20, F.4) (see page 6, paragraph [0017], line 6) fixed to and supported by said lower rib (14a, F.4);
- a primary intermediate rib (16a, F.3) (see page 6, paragraph [0018], line 6) extending laterally from said central pillar (11, F.1); and
- a seat back (22, F.3) (see page 6, paragraph [0018], line 9) fixed to and supported by said intermediate rib (16a, F.3).
- 28. A seat (34, F.1) (see page 5, paragraph [0015], lines 1-6) adapted for use in a vehicle (10, F.1) (see page 4, paragraph [0014], line 2) having a floor (28, F.1) (see page 5, paragraph [0015], lines 1-6) and a roof (26, F.1) (see page 5, paragraph [0015], lines 1-6), comprising:
- a pillar (11, F.1) (see page 5, paragraph [0015], lines 1-6) extending from the floor (28, F.1) to the roof (26, F.1) of the vehicle (10, F.1);

- a center support (12, F.4) (see page 6, paragraph [0017], line 3) extending forwardly from said pillar (11, F.1);
- a lower rib (14a, F.4) (see page 6, paragraph [0017], lines 4,5) extend laterally from said center support (12, F.4);
- a seat bottom (20, F.4) (see page 6, paragraph [0017], line 6) fixed to and supported by said lower rib (14a, F.4);
- a primary intermediate rib (16a, F.3) (see page 6, paragraph [0018], line 6) extending laterally from said pillar (11, F.1); and
- a seat back (22, F.3) (see page 6, paragraph [0018], line 9) fixed to and supported by said intermediate rib (16a, F.3).